

DOCKET NO.: J&J 1673

PATENT

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DAC



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Kutchan et al.

Application No.: 09/486,757

Filing Date: July 3, 2000

For: Cytochrome P450 Reductases From Poppy Plants

RECEIVED

Confirmation No.: 4581

DEC 15 2004

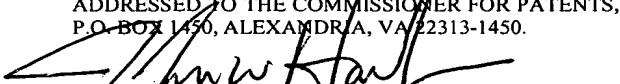
Group Art Unit: 1635

OFFICE OF PETITIONS

Examiner: Zara, Jane J.

DATE OF DEPOSIT: 12/8/04

I HEREBY CERTIFY THAT THIS PAPER IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL
SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID,
ON THE DATE INDICATED ABOVE AND IS
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P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.


TYPED NAME: John W. Harbour
REGISTRATION NO.: 31,365

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR § 1.137(b)**

The above-identified application became abandoned for failure to file a timely and proper reply to the Office Action mailed on September 9, 2002, which set a three month/day period for reply. The date of abandonment is the day after the expiration date of the period set for reply in the Office Notice or Action plus any extensions of time obtained therefor.

12/13/2004 HAL111 00000023 100750 09486757

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**APPLICANT(S) HEREBY PETITIONS FOR THE REVIVAL OF THIS
APPLICATION**

Petition fee (37 CFR § 1.17m):

- Small Business entity - fee **\$685.00**
- Applicant(s) has previously claimed small entity status under 37 CFR § 1.27.
- Applicant(s) by its/their undersigned attorney claims small entity status under 37 CFR § 1.27 as:
 - an Independent Inventor
 - a Small Business Concern
 - a Nonprofit Organization
- Other than a Small Business entity - fee **\$1,370.00**.

Reply and/or fee:

The reply to the above-noted Office Action

- in the form of _____ was previously filed on _____
- is enclosed herewith.

Terminal disclaimer with disclaimer fee:

- Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer and disclaimer fee (37 CFR § 1.20(d)) disclaiming a period equivalent to the period of abandonment is enclosed herewith. (See PTO/SB/63)

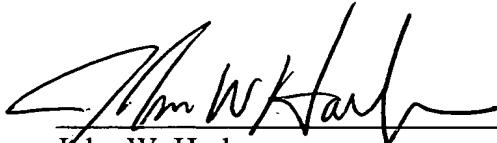
STATEMENT

The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR § 1.137(b) was unintentional.

Payment of fee(s):

- A check in the amount of \$1370.00 is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/J&J1673/JWH.
- Please charge Deposit Account No. 10-0750/J&J1673/JWH in the amount of \$1370.00. This sheet is attached in duplicate.
- The Commission is hereby authorized to charge payment of the above fees associated with this communication or credit any overpayment to Deposit Account No. 10-0750/J&J1673/JWH. This sheet is attached in duplicate.
- This Petition is enclosed in duplicate.

Date: 12/8/04



John W. Harbour
Registration No. 31,365

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